

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Commerce, Public Policy and Interstate Cooperation, to which was referred Senate Bill No. 38, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 5-22-2-2.5 IS ADDED TO THE INDIANA CODE
- 4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2007]: **Sec. 2.5. "Consolidated purchase" means the purchase of**
- 6 **multiple supplies or services from one (1) vendor.**
- 7 SECTION 2. IC 5-22-2-2.7 IS ADDED TO THE INDIANA CODE
- 8 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 9 1, 2007]: **Sec. 2.7. "Committee" refers to the committee for the**
- 10 **purchase of products and services established under IC 16-32-2-2."**
- 11 Page 1, line 8, delete "Before" and insert "**Except as provided in**
- 12 **subsection (d), before**".
- 13 Page 1, line 10, delete "the director of the" and insert ":
- 14 **(A) the committee; or**
- 15 **(B) a person designated by the committee;**
- 16 **that no**".
- 17 Page 1, delete line 11.
- 18 Page 1, run in lines 10 through 12.
- 19 Page 1, after line 15, begin a new paragraph and insert:
- 20 **"(d) If a purchasing agent issues a solicitation for a consolidated**
- 21 **purchase of supplies or services, or both, the purchasing agent**

1 shall do either of the following:

2 (1) Require vendors to purchase:

3 (A) supplies;

4 (B) services; or

5 (C) both supplies and services;

6 from a catalog of a qualified agency kept by the committee.

7 (2) Establish scoring standards to ensure participation in the
8 solicitation by a qualified agency.

9 SECTION 4. IC 5-22-13-5 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) Supplies and
11 services purchased under this chapter must:

12 (1) meet the specifications and needs of the purchasing
13 governmental body; and

14 (2) be purchased at a fair market price as described under
15 subsection (b).

16 (b) A fair market price under this section must cover for the
17 qualified agency the costs of raw materials, labor, overhead, and
18 delivery cost. In determining the fair market price, the purchasing
19 agent shall use one (1) or more of the following:

20 (1) Available information from reliable market sources.

21 (2) A market survey from a person designated by the
22 committee.

23 (3) Previous contract prices.

24 (4) The range of bids from the most recent solicitation,
25 including a determination of:

26 (A) the median price of the bids;

27 (B) the average price of the bids; and

28 (C) any market conditions or specifications that have
29 changed since the most recent solicitation.

30 (c) Once a fair market price is established, the fair market price

- 1 **must remain the same until the committee approves a new price**
- 2 **under IC 16-32-2-7."**
- 3 Renumber all SECTIONS consecutively.
 (Reference is to SB 38 as printed January 30, 2007.)

and when so amended that said bill do pass .

Committee Vote: Yeas 11, Nays 0.

Senator Riegsecker, Chairperson